

**U.S. District Court**  
**Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:20-cv-02088-LAK-GWG**

American Oversight v. Federal Bureau Of Investigation  
Assigned to: Judge Lewis A. Kaplan  
Referred to: Magistrate Judge Gabriel W. Gorenstein  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/09/2020  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****American Oversight**

represented by **Mehreen A Rasheed**  
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V.

**Defendant****Federal Bureau Of Investigation**

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Date Filed	#	Docket Text
03/09/2020	<u>1</u>	COMPLAINT against Federal Bureau Of Investigation. (Filing Fee \$ 400.00, Receipt Number ANYSDC-19051334) Document filed by American Oversight..(McGrath, Daniel) (Entered: 03/09/2020)
03/09/2020	<u>2</u>	CIVIL COVER SHEET filed..(McGrath, Daniel) (Entered: 03/09/2020)
03/09/2020	<u>3</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by American Oversight..(McGrath, Daniel) (Entered: 03/09/2020)
03/09/2020	<u>4</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Federal Bureau of Investigation, re: <u>1</u> Complaint. Document filed by American Oversight..(McGrath, Daniel) (Entered: 03/09/2020)
03/10/2020		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Lewis A. Kaplan. Please download and review the Individual Practices of the assigned District Judge, located at <a href="https://nysd.uscourts.gov/judges/district-judges">https://nysd.uscourts.gov/judges/district-judges</a> . Attorneys are responsible for

		<p>providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at <a href="https://nysd.uscourts.gov/rules/ecf-related-instructions..(pc)"><u>https://nysd.uscourts.gov/rules/ecf-related-instructions..(pc)</u></a> (Entered: 03/10/2020)</p>
03/10/2020		<p>Magistrate Judge Gabriel W. Gorenstein is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link:  <a href="https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf"><u>https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf</u></a>. (pc) (Entered: 03/10/2020)</p>
03/10/2020		<p>Case Designated ECF. (pc) (Entered: 03/10/2020)</p>
03/10/2020	<u>5</u>	<p>ELECTRONIC SUMMONS ISSUED as to Federal Bureau Of Investigation..(pc) (Entered: 03/10/2020)</p>
04/01/2020	<u>6</u>	<p>NOTICE OF APPEARANCE by Samuel Hilliard Dolinger on behalf of Federal Bureau Of Investigation..(Dolinger, Samuel) (Entered: 04/01/2020)</p>
04/02/2020	<u>7</u>	<p>AFFIDAVIT OF SERVICE (FOIA CASE) of Summons and Complaint served. Federal Bureau Of Investigation served on 3/16/2020, answer due 4/15/2020. Service was made by Mail. Document filed by American Oversight..(McGrath, Daniel) (Entered: 04/02/2020)</p>
04/10/2020	<u>8</u>	<p>PROPOSED STIPULATION AND ORDER. Document filed by Federal Bureau Of Investigation..(Dolinger, Samuel) (Entered: 04/10/2020)</p>
04/13/2020	<u>9</u>	<p>STIPULATION AND ORDER: IT IS HEREBY STIPULATED AND AGREED, by and between counsel for plaintiff and counsel for the FBI, that the FBI's time to respond to the complaint is extended from April 15, 2020, to and including May 15, 2020. In light of the national emergency due to the COVID-19 outbreak in the United States and associated office closures, signatures in electronic form (in lieu of actual signatures or reproductions of actual signatures) shall constitute acceptable, binding signatures for purposes of this Stipulation, and this manner for submitting signatures is approved by the Court pursuant to Section 8.5(d) of the Electronic Case Filing Rules &amp; Instructions of the U.S. District Court, Southern District of New York. SO ORDERED. Federal Bureau Of Investigation answer due 5/15/2020. (Signed by Judge Lewis A. Kaplan on 4/13/2020) (jca) (Entered: 04/13/2020)</p>
04/13/2020	<u>10</u>	<p>MOTION for Mehreen Aasya Rasheed to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-19424251. <b>Motion and supporting papers to be reviewed by Clerk's Office staff.</b> Document filed by American Oversight. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Text of Proposed Order).(Rasheed, Mehreen) (Entered: 04/13/2020)</p>
04/13/2020		<p><b>&gt;&gt;&gt;NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>10</u> MOTION for Mehreen Aasya Rasheed to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number ANYSDC-19424251. Motion and supporting papers to be reviewed by Clerk's Office staff. The document has been reviewed and there are no deficiencies. (ad)</b> (Entered: 04/13/2020)</p>
04/14/2020	<u>11</u>	<p>ORDER granting <u>10</u> Motion for Mehreen Asaya Rasheed to Appear Pro Hac Vice. (Signed by Judge Lewis A. Kaplan on 4/14/2020) (Kaplan, Lewis) (Entered: 04/14/2020)</p>
05/15/2020	<u>12</u>	<p>ANSWER to <u>1</u> Complaint. Document filed by Federal Bureau Of Investigation..(Dolinger, Samuel) (Entered: 05/15/2020)</p>
07/03/2020	<u>13</u>	<p>ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial and Dispositive Motion (i.e., motion requiring a Report and Recommendation). Referred to Magistrate Judge Gabriel W. Gorenstein. All such motions. So Ordered. (Signed by Judge Lewis A. Kaplan on 7/2/20) (yv) (Entered: 07/06/2020)</p>
07/06/2020	<u>14</u>	<p>ORDER: The Court assumes that the next step in this case should be the filing of a summary judgment motion by either the plaintiff or defendant or both. See, e.g., Families for Freedom v. U.S. Cust. and Border Protec., 797 F. Supp. 2d 375, 385 (S.D.N.Y. 2011) ("FOIA cases are generally and most appropriately resolved on motions for summary judgment."); Bloomberg L.P. v. Bd. of Governors of Fed.</p>

Reserve System, 649 F. Supp. 2d 262, 271 (S.D.N.Y. 2009) ("Summary judgment is the preferred procedural vehicle for resolving FOIA disputes."). Accordingly, the parties are to confer as to the schedule for the filing of any summary judgment motion and shall make a joint or separate proposals for a schedule by letter (or letters) filed on or before July 13, 2020. If either side believes that a summary judgment motion is not the appropriate next step in this case, that party may so state in the letter to the Court and, after consulting with the other side to ascertain its position, may offer a proposal as to the appropriate next steps in this case. SO ORDERED. (Signed by Magistrate Judge Gabriel W. Gorenstein on 7/06/2020) (ama) (Entered: 07/06/2020)